

United States District Court
Eastern District of California

Michael Huftile,

Plaintiff,

No. Civ. S 03-0585 DFL PAN P

vs.

Order

Ph.D. Val G. Farmer,

Defendant.

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July 28, 2005, plaintiff moved for default. Defendant timely responded to the complaint by filing and serving a motion to dismiss August 19, 2005. Plaintiff's motion for default is denied.

So ordered.

Dated: October 18, 2005.

/s/ Peter A. Nowinski

PETER A. NOWINSKI
Magistrate Judge